

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

THE PROCTOR & GAMBLE COMPANY :  
 :  
Plaintiff, :  
 :  
v. : Civil Action No. 04-940-JJF  
 :  
TEVA PHARMACEUTICALS USA, INC. :  
 :  
Defendant. :

**ORDER**

At Wilmington, this 28th day of February 2008, for the reasons set forth in the Opinion issued this date;

IT IS HEREBY ORDERED that:

- 1) U.S. Patent No. 5,538,122 is valid and enforceable.
- 2) Plaintiff's Motion for Preliminary Injunction (D.I. 110) is **DENIED** as moot.
- 3) Plaintiff shall submit with noticed to Defendant, a proposed final judgment order **within ten (10) days of the date of this Order.**

  
UNITED STATES DISTRICT JUDGE